

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

**JEFFREY DEAN TARDIE,**

**Plaintiff,**

**vs.**

**CIVIL ACTION NO.: CV-03-444-WS-C**

**EMPIRE TRUCK SALES AND  
LEASING, INC., FREIGHTLINER INC.,  
MERCEDEZ- BENZ CREDIT CORP.,  
AND DETROIT DIESEL, INC., et al.  
Defendants.**


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**JOINT STIPULATION FOR DISMISSAL WITH PREJUDICE**

The Plaintiff, Jeffrey Dean Tardie and the Defendant, Detroit Diesel Corporation, by and through the undersigned counsel, hereby stipulate and show unto the Court that all claims against the Defendants, Detroit Diesel Corporation, in this action have been amicably resolved by agreement between the Plaintiff and the Defendant, each party to bear its or his own costs, expenses and attorneys' fees.

The parties now respectfully move this Honorable Court to dismiss all claims against the Defendant, Detroit Diesel Corporation with prejudice. For the Court's convenience, a proposed Order is attached.

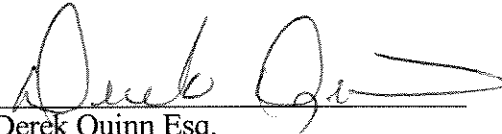
DATED: 9-14-2007



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ATTORNEYS FOR DEFENDANT  
DETROIT DIESEL CORPORATION

DATED: Sept. 13, 2004



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ATTORNEY FOR PLAINTIFF

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**ORDER FOR DISMISSAL WITH PREJUDICE**

THIS CAUSE having come before the Court upon a Joint Stipulation for Dismissal With Prejudice of Plaintiff, Jeffrey Dean Tardie and Defendant, Detroit Diesel Corporation, and the Court being fully advised in the premises, it is hereby **ORDERED AND ADJUDGED:**

A. All claims against the Defendants, Detroit Diesel Corporation, in this cause herein be and the same are hereby dismissed with prejudice.

B. Each party shall bear their own costs, expenses and attorney's fees with respect to this claim.

**DONE AND ORDERED** on this the \_\_\_\_\_ day of \_\_\_\_\_, 2004.

\_\_\_\_\_  
WILLIAM H. STEELE

Copies to:

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